

MAR-23-2006 18:08

P.02

F&B (10-05) 8/5/00 (04-05)  
77012 - 325812**POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO**

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b).

I hereby appoint:

☒ Practitioners associated with Customer Number:

58506

OR

☐ Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number	Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to:

☒ The address associated with Customer Number

58506

OR

<input type="checkbox"/> Firm or Individual Name			
Address			
City	State	Zip	
Country			
Telephone			Email


Assignee Name and Address:

Hearth Technologies Inc.  
20802 Kensington Boulevard  
Lakeville, MN 55044

A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/58/16 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

**SIGNATURE of Assignee of Record**

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature		Date	3-23-06
Name	Brad Detarman	Telephone	
Title	President		

SEND TO: Commissioner for Patents, P.O. Box 1480, Alexandria, VA 22313-1480.

BEST AVAILABLE COPY

MD:20763472.01

TOTAL P.02

RECEIVED  
CENTRAL FAX CENTERMAR 31 2006 REISSUE PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Applicant:	Shimek et al.	Patent No.	5,941,237
Patent Filed:	January 19, 1996	Patent Granted:	August 24, 1999
Assignee:	Hearth Technologies Inc.	Reissue Docket No.:	12929.1033USRE
Reissue Filed:	August <u>23</u> , 2001		
Title:	UNIVERSAL NON-POROUS FIBER REINFORCED COMBUSTION CHAMBER FIREPLACE		

## CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EL 815526041 45Date of Deposit: August 23, 2001

I hereby certify that this correspondence is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 on the date indicated above and is addressed to Box Reissue, Assistant Commissioner for Patents, Washington, D.C. 20231.

By: Omesh SinghName: OMESH SINGHCONSENT BY ASSIGNEE UNDER 37 C.F.R. § 1.172

-AND-

PROOF OF OWNERSHIP UNDER 37 C.F.R. § 3.73

## BOX REISSUE

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Hearth Technologies Inc., an Iowa corporation having a place of business at 414 East Third Street, Muscatine, Iowa, certifies that it is the assignee of the entire right, title, and interest in the original U.S. Patent No. 5,941,237, granted on August 24, 1999, to Shimek et al. entitled "UNIVERSAL NON-POROUS FIBER REINFORCED COMBUSTION CHAMBER FIREPLACE," by virtue of an assignment.

Originally, the inventors Ronald J. Shimek and Daniel C. Shimek assigned their entire right, title, and interest in U.S. Patent No. 5,941,237 to Heat-N-Glo Fireplace Products, Inc. This assignment was recorded in the Patent and Trademark Office on January 12, 2000, at Reel 010539, Frame 0707. Subsequently, Heat-N-Glo Fireplace Products, Inc. merged with Heatilator Inc., wherein Heatilator obtained the entire right, title, and interest in U.S. Patent No. 5,941,237. This merger was recorded in the Patent and Trademark Office on January 12, 2000, at Reel 010539, Frame 0832. Heatilator Inc. later changed its name to Hearth Technologies Inc, wherein Hearth Technologies obtained the entire right, title, and interest in U.S. Patent No. 5,941,237. Such change of name was recorded in the Patent and Trademark Office on January 6, 2000, at Reel 010539, Frame 0717.

Assignee, Hearth Technologies Inc., hereby consents to the accompanying application for reissue of U.S. Patent No. 5,941,237.

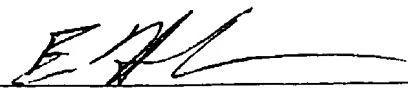
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Please direct all correspondence in this application to:

Matthew A. Doscotch  
Merchant & Gould P.C.  
3200 IDS Center  
80 South Eighth Street  
Minneapolis, MN 55402-2215  
(612) 332-5300

Respectfully submitted,

Dated: 8-22-01

By: 

Name: Eric Hutchinson

Title: VP of Engineering

For: Hearth Technologies Inc.

